

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
(Indianapolis Division)

FILED  
U.S. DISTRICT COURT  
INDIANAPOLIS DIVISION  
2016 JAN 25 PM 4:07  
SOUTHERN DISTRICT  
OF INDIANA  
LAUREN A. BRIGGS  
CLERK

RED BARN MOTORS, INC., \*  
PLATINUM MOTORS, INC., \*  
MATTINGLY AUTO SALES, INC., \*  
YOUNG EXECUTIVE MANAGEMENT \*  
& CONSULTING SERVICES, INC., \*  
Individually, and on behalf of other \*  
members of the general public \*  
similarly situated \*

DOCKET NO. 1:14-cv-01589-TWP-DKL

v. \*

COX ENTERPRISES, INC., \*  
COX AUTOMOTIVE, INC., \*  
NEXTGEAR CAPITAL, INC., \*  
F/K/A DEALER SERVICES \*  
CORPORATION, successor by merger \*  
with Manheim Automotive Financial \*  
Services, Inc., and JOHN WICK \*

\*\*\*\*\*

**MOTION TO APPEAR PRO HAC VICE**

NOW INTO COURT, pursuant to S.D. Ind. Local Rule 83-6, comes James M. Garner, who respectfully requests entry of an Order granting leave to appear *pro hac vice* for the purpose of appearing as counsel on behalf of Plaintiffs, Red Barn Motors, Inc., Platinum Motors, Inc., Mattingly Auto Sales, Inc., and Young Executive Management & Consulting Services, Inc., in the above-styled cause only. In support of this motion, the undersigned states:

1.

I am admitted to practice and in good standing, (*i.e.*, currently authorized to practice as an attorney) in the following United States courts and state's highest courts: the Louisiana Supreme Court (1999), the Texas Supreme Court (1994), the United States Supreme Court (1993), United States Fifth Circuit Court of Appeals (1989), United States Eleventh Circuit Court of Appeals

(2002), United States Federal Circuit Court of Appeals (2009), United States Federal Claims Court (2006), United States District Court for the Middle District of Louisiana (1989), United States District Court for the Western District of Louisiana (1989), United States District Court for the Eastern District of Louisiana (1989), United States District Court for the Northern District of Texas (1992), United States District Court for the Western District of Texas (1992), United States District Court for the Eastern District of Texas (1992), United States District Court for the Southern District of Texas (1992), United States District Court for the Western District of Arkansas (1992), and United States District Court for the Eastern District of Arkansas (1992).

2.

I have never been disbarred or suspended from practice before any court, department, bureau, or commission of any state of the United States. I have never received a reprimand or been subject to other disciplinary action from any such court, department, bureau, or commission pertaining to conduct or fitness as a member of the bar.

3.


I certify that I have reviewed the *Seventh Circuit Standards of Professional Conduct* and the Local Rules of this court, including the Rules of Disciplinary Enforcement, and that I will abide by these rules and standards.

4.

I have submitted a check in the amount of One Hundred and 00/100 Dollars (\$100.00) to the Clerk of this Court in payment of the administrative fees required to process this motion for admission *pro hac vice*.

**WHEREFORE**, James M. Garner respectfully requests that this Court enter an order granting leave to appear *pro hac vice* for the purposes of this cause only.

Respectfully submitted,

  
JAMES M. GARNER (La. Bar No. 19589)  
**SHER GARNER CAHILL RICHTER  
KLEIN & HILBERT, L.L.C.**

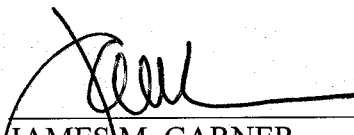
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*Attorney for Plaintiffs*

**CERTIFICATE OF SERVICE**

I do hereby certify that I have, on the 21<sup>st</sup> day of January, 2016, served a copy of the foregoing *Motion to Appear Pro Hac Vice* on all counsel of record via first-class U.S. Mail, postage prepaid and properly addressed to the following:

**David J. Jurkiewicz**  
**Steven D. Groth**  
Bose, McKinney & Evans, LLP  
111 Monument Circle  
Suite 2700  
Indianapolis, IN 46204

  
JAMES M. GARNER